

PTO/SB/21 (04-04)

Approved for use through 07/31/2006. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

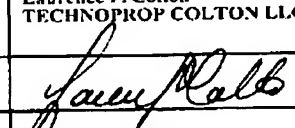
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/771555	
	Filing Date	02-04-2004	
	First Named Inventor	RUTLEDGE	
	Art Unit	3643	
	Examiner Name	Valenti, A.M.	
Total Number of Pages in This Submission	22	Attorney Docket Number	21810.003US

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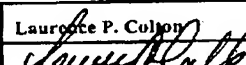
ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	PTO-2038 (payment)
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	This response is being filed with a 4-month extension of time extending the original 1-month deadline of 19 August 2004 to 19 December 2004. A fee of \$575.00 is being submitted because the inventor/applicant already has submitted \$220.00, which together with the enclosed \$575.00 equals the new 4-month fee of \$795.00.	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Laurence P. Colton TECHNOPROP COLTON LLC
Signature	
Date	18 December 2004

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

Typed or printed name	Laurence P. Colton
Signature	
Date	18 December 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (10-03)

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**FEE TRANSMITTAL
for FY 2005**

Effective 10/01/2004. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$) **\$575.00****Complete if Known**

Application Number	10/771555
Filing Date	02-04-2004
First Named Inventor	RUTLEDGE
Examiner Name	Valenti, A.M.
Art Unit	3643
Attorney Docket No.	21810.003US

METHOD OF PAYMENT (check all that apply)☐ Check ☒ Credit card ☐ Money ☐ Other ☐ None

Deposit Account:

Deposit Account Number

Deposit Account Name

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☐ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 780	2001 395	Utility filing fee	
1002 350	2002 175	Design filing fee	
1003 550	2003 275	Plant filing fee	
1004 780	2004 395	Reissue filing	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1)			(\$)

2. EXTRA CLAIM FEES FOR UTILITY AND

Extra Claims		Fee from below	Fee Paid
Total Claims	20 - 20** = 0	50.00	0.00
Independent Claims	3 - 3** = 0	100.00	0.00
Multiple Dependent		0.00	0.00

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1202 18	2202 9	Claims in excess of 20	
1201 88	2201 44	Independent claims in excess of 3	
1203 300	2203 150	Multiple dependent claim, if not paid	
1204 88	2204 44	** Reissue independent claims over original patent	
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)			(\$) \$0.00

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non - English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 430	2252 215	Extension for reply within second month	
1253 980	2253 490	Extension for reply within third month	
1254 1,530	2254 765	Extension for reply within fourth month	575.00
1255 2,080	2255 1,040	Extension for reply within fifth month	
1401 340	2401 170	Notice of Appeal	
1402 340	2402 170	Filing a brief in support of an appeal	
1403 300	2403 150	Request for oral hearing	
1451 1,510	1451 1,510	Petition to Institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,370	2453 685	Petition to revive - unintentional	
1501 1,370	2501 685	Utility issue fee (or reissue)	
1502 490	2502 245	Design issue fee	
1503 660	2503 330	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR § 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Statement	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 790	2809 395	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810 790	2810 395	For each additional invention to be examined (37 CFR § 1.129(b))	
1801 790	2801 395	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	
Other fee (specify)			
SUBTOTAL (3)			(\$) \$575.00

*Reduced by Basic Filing Fee Paid

SUBMITTED BYName **Laurence H. Colton**Registration No.
(Attorney/Agent)

33,371

Complete (if applicable)

Telephone

770.522.9762

Signature

Date

18 December 2004

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UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT OPERATIONS

Applicant: RUTLEDGE, Jerry Donald
Application No.: 10/771555
Filing Date: 04 February 2004
Title: ANIMAL FOOD AND TREAT
DISPENSER

Art Unit: 3643
Examiner: Valenti, A.M.
Confirmation No.: 3725

RESPONSE

Via Fax: +1.703.872.9306

18 December 2004

Commissioner for Patents
PO Box 1450
Alexandria VA 22313-1450

Sir:

The following is submitted in response to the Office Action dated 6 October 2004 from examiner Andrea M. Valenti of Art Unit 3643.

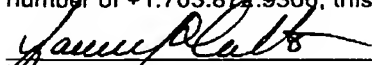
Status begins on page 2.

Restriction begins on page 3.

Claims Amendments begin on page 4.

Remarks begin on page 9.

I certify that I have transmitted this document to the USPTO via facsimile to the central fax receiving number of +1.703.872.9306, this 18th day of December, 2004.


Laurence F. Colton

STATUS

The above-captioned patent application is pending.

Claims 1 and are pending in the patent application.

Claims 1 and 2 are subject to a restriction requirement.

PETITION FOR AN EXTENSION OF TIME

The Office Action provided for a shortened statutory period for reply of one (1) month, which was until 19 August 2004. Enclosed herewith is a separate Petition for a four (4) month Extension of Time to Reply, which extends the deadline for reply until 20 December 2004 (19 December 2004 is on a Sunday, which carries over to Monday, 20 December 2004). Applicant initially was handling this patent application pro se and has submitted four (4) money orders of \$55.00 each (copies of which are attached as Exhibit A) in the mistaken assumptions that the extension of time fee was due each month and that the extension of time fee was \$55.00 for each month. Therefore, enclosed herewith is the additional fee of \$575.00 (the \$795.00 fee for a small entity for 4 months minus the \$220.00 that Applicant already has submitted).

NOTIFICATION OF FILING OF CONTINUATION-IN-PART APPLICATION

Applicant is filing a continuation-in-part patent application based on this patent application contemporaneously herewith.

NO EXCESS CLAIMS FEE

After entering the below amendment, this patent application will have 20 total claims (Claims 2 - 21) and 3 independent claims (Claim 2, 10, and 17), and no excess claims fee is due.

RESTRICTION

Applicant restricts this patent application to the invention of Group II, namely Claim 2, drawn to a preloaded magazine.

This restriction is made without traverse.

Claim 1 is cancelled below.

Claim 2 is amended below.

Applicant reserves the right to file a divisional patent application on Claim 1.